## UNITED STATES PATENT AND TRADEMARK OFFICE

Application: TBD

Examiner: TBD

Filed:

Contemporaneously

Art Unit:

**TBD** 

Inventor:

McKenna, et al.

Atty Ref.:

END-5106 - 515143

Title:

METHOD AND APPARATUS TO FACILITATE NUTRITIONAL

**MALABSORPTION** 

## INFORMATION DISCLOSURE STATEMENT

In accordance with 37 CFR 1.97 and 1.98 Applicant herewith submits certain information that the Patent & Trademark Office may wish to consider in examining the above-identified application. The information is listed on the attached PTO/SB/08A and 08B. Pursuant to the waiver published in the Pre-OG Notice, dated July 11, 2003, no copies are provided herewith of U.S. patents cited. Copies of foreign patents and non-patent literature are provided herewith. No representation is made or intended that a prior art search has been made, that better information is available, or that the information qualifies as prior art or is material to patentability.

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The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 06-2226.

Respectfully Submitted,

Victor C. Moreno (Reg. No. 40,732)

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Filing Date Contemporaneoulsy				
First Inventor McKenna, et al.				
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Attorney Dock t No.   END-5106 - 515143				

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Document Number Number - Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, columns, lines where relevant passages or relevant figures appear	
	A1	US-2002/0032487 A1	03-14-2001	Dua et al.		
	A2	US-2003/0040804 A1	02-27-2003	Stack et al.		
	A3	US-4,134,405	01-16-1979	Smit		
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	FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> ( <i>if known</i> )	Publication Date MM-DD-YYYY	Name of Patentee or Applicant	Pages, columns, lines where relevant passages or relevant figures appear	T <sup>6</sup>	
	B1	EP 1 057 457 A1	12-06-2000	Benelouezzane			
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Examiner	Date			
Signature	Considered			

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## **INFORMATION DISCLOSURE** STATEMENT BY APPLICANT

Sheet 2 of 2

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Application Number   TBD				
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First Inventor	McKenna, et al.			
Art Unit	TBD			
Examiner Name	TBD			
Attorney Docket No.	END-5106 - 515143			

	OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T⁰			
	C1	Weight Loss Surgery: Gastric Bypass Operations, WebMD Health, www.webmd.com				
	C2	ARTHUR C. GUYTON, M.D. and JOHN E. HALL, Ph.D., Textbook of Medical Physiology, pp. 746-751, W.B. Saunders Company, Philadelphia, PA				
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not

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Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language Translation is attached.

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